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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY: Rene Cont

Date: June 20, 2005

MAIL STOP ISSUE FEE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Patent Application of:  
Soichi SHIBATA et al.

Conf. No.: 8369

Appln. No.: 10/635,692

Filing Date: August 6, 2003

Title: FUEL CELL

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Group Art Unit: 1745

Examiner: Melissa J. Austin

Attorney Docket No.: 10059-472US  
(P31757-01)

**COMMUNICATION AFTER ALLOWANCE**

This is in response to the Notice of Allowance and attached Notice of Allowability dated April 18, 2005 in the above application. Applicants request clarification of the allowed claims in this application.

Thus, at paragraph 2. of the Notice of Allowability, it is stated that the allowed claims are 1, 3 and 5-7. However, the last Amendment in this application submitted on December 29, 2004 included claim 9 (see page 5 of the Amendment) (copy attached). As explained in the Remarks section to that Amendment, claim 9 was original claim 3 rewritten in independent form. In the Office Action dated September 29, 2004, claim 3 was indicated to be allowable if rewritten in independent form. Claim 9 has not subsequently been cancelled.


Accordingly, Applicants respectfully request a Supplemental Notice of Allowability, indicating that claim 9 is also allowed, and also including an Examiner's Statement of Reasons for Allowance of claim 9.

Respectfully submitted,

**SOICHI SHIBATA *et al.***

June 20, 2005  
(Date)

By:



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Enclosure – Page 5 of Amendment dated December 29, 2004